

United States Government

Department of Energy

# memorandum

DATE: MAR 14 1994  
REPLY TO:  
ATTN OF: LM-20

SUBJECT: Cost-Sharing of CRADAs

to: Operations Office Managers  
Technology Transfer Committee Members

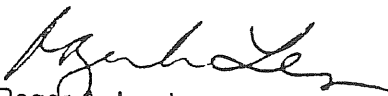
cc: Rick  
Marie  
Cole  
Nancy  
Phyllis  
Phil  
Sueann

Glen  
Vivian  
Bruce

Several past conversations between members of my staff and Operations Office technology transfer staff have identified a desire on the part of some prospective Cooperative Research and Development Agreement (CRADA) Participants to have the value of prior work counted as in-kind CRADA contributions. This is not appropriate. If it were, then the laboratories (and their funding programs) should be able to do the same thing and the end result could be an (apparently) large value CRADA being executed without any further work being done by either laboratory or Participant (or without any funding by DOE) after the execution of the CRADA. Other reasons (difficulty of determining value of prior work, need to bring prior intellectual property into the CRADA) also contribute to the Departmental position on counting the value of prior work as in-kind CRADA contributions. CRADAs are about work which is done, and costs which are incurred, after the execution date of the CRADA.

This matter will be addressed in future revisions of the recently issued Modular CRADA.

Please contact me at 202-586-5388 if you would like to discuss this matter further.

  
Roger A. Lewis  
Director  
Office of Technology Utilization

cc: Managers, Laboratory Offices of Research and Technology Applications

Concurrence:

APR 15 1994